



Appl. No. 09/378,208

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Technology Center 2100

In re application of : Nickum, Larry A.
Appl. No. : 09/378,208
Filed : August 20, 1999
Art Unit : 2174
Examiner : Luu, Sy D
Title : A SYSTEM AND METHOD FOR ADVANCED
NETWORK VIEWING
Attorney Docket No. : 98-1170 (P1491US00)

MS AF
Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION OF PRIOR INVENTION IN THE UNITED STATES TO
OVERCOME CITED PATENT UNDER 37 C.F.R. §1.131

Dear Sir:

I, Larry A. Nickum, the inventor of the above-identified patent application,
declare as follows:

1. Prior to July 30, 1999, I conceived the idea of advanced Internet viewing presently described and claimed in my application as evidenced by the Invention Disclosure Form dated December 23, 1998 and the Addendum dated December 28, 1998 (Exhibit A). The date of conception has been deleted.
2. The Invention Disclosure Form and the Addendum were sent to the internal Patent Review Board for review on January 7, 1999 (Exhibit B). The date of conception has been deleted.
3. A search request for prior art was sent to an outside patent search agency on February 16, 1999 (Exhibit B).
4. The search results were received from the outside patent search agency on

March 9, 1999 (Exhibit B).

5. The search results were sent to outside counsel for provision of a patentability opinion on March 18, 1999 (Exhibit B).
6. The patentability opinion was received on March 30, 1999 (Exhibit B).
7. The Patent Review Board reviewed the patentability opinion and made the decision to draft a patent application on April 1, 1999 (Exhibit B).
8. Authorization to prepare a patent application for the present invention was sent to outside counsel on April 2, 1999 (Exhibit B).
9. Outside counsel transmitted a draft application to Gateway for review with their letter dated May 26, 1999 (Exhibit C).
10. Revisions to the draft application were sent to outside counsel with the letter dated August 6, 1999 (Exhibit D).
11. Outside counsel transmitted the application and filing documents for execution with their letter dated August 10, 1999 (Exhibit E).
12. The application and signed filing documents were transmitted to outside counsel for filing with the letter dated August 16, 1999 (Exhibit F).

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application of any patent issued thereon.

Larry A. Mickum
Larry A. Mickum
Citizen of USA

10-30-03
Date

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